THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.19841 of 1998

Dated: 07.03.2007

Between:

Penepalli Surya Rao S/o Kondaiah and others

..... PETITIONERS

AND

The District Collector and District Magistrate,
East Godavari District, Kakinada and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.19841 of 1998

ORDER:

Petitioners claim to be Tribals and landless poor persons. They were granted D-Form Pattas in respect of various extents of lands in different survey numbers situated at D.Krishnavaram village, Addateegala Mandal. While so, the second respondent, by his proceedings dated 12.08.1997 cancelled the D-Form pattas granted to the petitioners on the ground that they are non-tribals. Aggrieved thereby, petitioners preferred appeals before the first respondent, and the first respondent, by his proceedings dated 04.06.1998, dismissed the same. Hence, this writ petition.

Though the respondents were served with notices, they have not chosen to file any counter.

Heard the learned counsel for the petitioners and the learned

Government Pleader for Revenue.

Admittedly, against the order passed by the first respondent-appellate authority, dated 04.06.1998, a revision lies to the Government. Hence, this Court is not inclined to entertain this writ petition when the petitioners have an alternative and efficacious remedy.

Therefore, the writ petition is disposed of directing the petitioners to prefer a revision to the Government within a period four weeks from the date of receipt of a copy of this order. On preferring such revision, the revisional authority shall dispose of the same in accordance with law. However, it is made clear that during the pendency of the revision, both the parties are directed to maintain status quo obtaining as on today.

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07.03.2007

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